

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

COCA-COLA CONSOLIDATED, INC.

and

**Cases 09-CA-250571
09-CA-251021**

**INTERNATIONAL BROTHERHOOD OF
TEAMSTERS (IBT), LOCAL UNION NO. 1199**

ORDER¹

The Respondent's Motion to Dismiss the amended consolidated complaint due to the Acting General Counsel's lack of authority to prosecute this case or, in the alternative, to stay the instant proceedings, is denied. Even assuming, arguendo, that the Board has jurisdiction to review the President's removal of the former General Counsel, we have determined that it would not effectuate the policies of the Act to exercise this jurisdiction. See *National Assoc. of Broadcast Employees and Technicians – the Broadcasting and Cable Television Workers Sector of the CWA, AFL-CIO, Local 51*, 370 NLRB No. 114, slip op. at 2 (April 30, 2021).

Dated, Washington, D.C., May 5, 2021.

MARVIN E. KAPLAN	MEMBER
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WILLIAM J. EMANUEL	MEMBER
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JOHN F. RING	MEMBER
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¹ The Board has delegated its authority in this proceeding to a three-member panel.